

FACTORS SET FORTH IN RULES AND REGULATIONS THE DEPARTMENT PROMULGATES. IF AT ANY TIME THE COST OF AN APPROVED PROJECT AT THE TOP OF THE PRIORITY LIST EXCEEDS THE UNOBLIGATED BALANCE OF THE FUND, THE DEPARTMENT MAY PROCEED WITH CONSTRUCTION OF A LOWER PRIORITY PROJECT.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 757(d) of the Code. Section 757(e) was repealed by Chapter 524, Acts of 1972. The only other changes made are in style.

(E) PROPERTY OWNER'S CASH CONTRIBUTION PLACED IN ESCROW. - THE PROPERTY OWNER'S CASH CONTRIBUTION SHALL BE PLACED IN ESCROW IMMEDIATELY AFTER A CONSTRUCTION CONTRACT IS AWARDED BUT BEFORE CONSTRUCTION BEGINS.

REVISOR'S NOTE: This subsection is new language derived from the final clause of Article 66C, section 756A(d) of the Code. See the revisor's note to proposed section 8-1001(f), supra.

8-1004. GENERAL FUND APPROPRIATION TO BE INCLUDED IN OPERATING BUDGET OF THE DEPARTMENT.

THE OPERATING BUDGET OF THE DEPARTMENT SHALL CONTAIN A GENERAL FUND APPROPRIATION SUFFICIENT TO PROVIDE ENGINEERING, TECHNICAL, AND ADMINISTRATIVE SERVICES REQUIRED TO IMPLEMENT §§ 8-1002 AND 8-1003 OF THIS SUBTITLE, INCLUDING BUT NOT LIMITED TO, REVIEW AND EVALUATION OF REQUESTS FOR ASSISTANCE IN SHORE EROSION CONTROL; DESIGN OF SHORE EROSION CONTROL STRUCTURES AND PROJECTS; SUPERVISION OVER CONSTRUCTION OF APPROVED PROJECTS; AND INSPECTION OF COMPLETED PROJECTS TO INSURE ADEQUATE MAINTENANCE. COSTS OF THE SERVICES ENUMERATED IN THIS SECTION ARE NOT CONSIDERED PART OF THE CONSTRUCTION COST OF THE PROJECT, AND SHALL BE BORNE SOLELY BY THE STATE.

REVISOR'S NOTE: This section presently appears as Article 66C, section 758 of the Code. The only changes made are in style.

8-1005. SHORE EROSION CONTROL CONSTRUCTION LOAN FUND; CONSTRUCTION OF PROJECT; PAYMENT OF CONTRACTOR; LEVY OF TAX; MAINTENANCE OF COMPLETED PROJECTS; FUNDS FOR STATE-OWNED PROPERTIES.

(A) THE "SHORE EROSION CONTROL CONSTRUCTION LOAN